

**CRIMINAL TRIAL PROCEEDINGS
MINUTE SHEET**DATE: 10/5/09

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|--|--|
| United States District Court | Eastern District of Virginia - Richmond Division |
| CASE TITLE UNITED STATES OF AMERICA v <u>Denard Edward Carrington</u> | CRIMINAL NO: <u>3:09cr160</u> JUDGE: <u>Spencer</u> CT REPORTER: <u>Kull</u> |

MATTER COMES ON FOR: JURY TRIAL (☒) BENCH TRIAL ()APPEARANCES: DFT WITH COUNSEL Taylor Stone, ESQ. ()
GOV'T Angela Miller, Jessica Brumberg, AUSA ()JURY PRESENT (☒)
BAIL STATUS: DEFENDANT ON BOND () DFT. INCARCERATED (☒)

TRIAL PROCEEDINGS: 10:35 - 11:15 11:29
 JURY SWORN & EXAMINED ON VOIR DIRE (☒) JURY EMPANELED & SWORN TO TRY ISSUE (☒)
 WITNESSES EXCLUDED ON MOTION OF: GOV'T () DEFENDANT () COURT ()
 OPENING STATEMENTS MADE (☒) OPENING WAIVED ()
 GOVERNMENT ADDUCED EVIDENCE (☒) RESTED (☒) MOTION (☒) Motion for Judgment of Acquittal
 DEFENDANT ADDUCED EVIDENCE (☒) RESTED () MOTION (☒) renewed as to Ct. 3 DENIED
 REBUTTAL EVIDENCE ADDUCED () SUR-REBUTTAL EVIDENCE ADDUCED ()
 EVIDENCE CONCLUDED (☒) ARGUMENTS OF COUNSEL HEARD ()
 JURY CHARGED BY THE COURT () ALTERNATE JUROR DISCHARGED ()
 OBJECTIONS AND/OR EXCEPTIONS TO THE JURY CHARGE NOTED BY:
 DEFENDANT () GOVERNMENT () NONE NOTED ()
 JURY RETIRED () at _____ a.m./p.m. INQUIRIES OF THE JURY RECEIVED; ANSWERED ()
 JURY RETURNED VERDICT OF: GUILTY AS CHARGED IN _____ ()
 NOT GUILTY AS CHARGED IN _____ ()
 JURY UNABLE TO AGREE () MISTRIAL DECLARED () JURY DISCHARGED ()
 JUDGMENT: DEFENDANT _____ AS CHARGED IN _____ ()
 PSR ORDERED () or WAIVED BY THE DEFENDANT () SGO ENTERED ()

CASE CON'T TO: 10/6, 2009 AT 11:00am FOR Jury Trial (☒)

DEFENDANT CONTINUED ON PRESENT BOND () DEFENDANT REMANDED TO CUSTODY ()

ALL EXHIBITS RETURNED TO COUNSEL () _____

FURTHER NOTATIONS: _____

SET: 10:00 BEGAN: 10:25 ENDED: 5:10 TIME IN COURT: _____ HRS 40 MIN. 4:05 voir dire
 RECESSES: 11:40 - 11:55 3:08 - 3:25
1:00 - 2:05 4:35 - 4:58 4:45 TOTAL Jury Trial

UNITED STATES DISTRICT COURT

DISTRICT OF

US

v.

EXHIBIT AND WITNESS LIST

Case Number: 3:09cr160

Denard Edward Carrington

| PRESIDING JUDGE Spencer | | | | | PLAINTIFF'S ATTORNEY Angela Miller, Jessica Brumberg | DEFENDANT'S ATTORNEY Taylor Stone |
|----------------------------|----------|--------------|--------|----------|---|--------------------------------------|
| TRIAL DATE (S) 10/5/09 | | | | | COURT REPORTER Kuhl | COURTROOM DEPUTY Hancock |
| PLF. NO. | DEF. NO. | DATE OFFERED | MARKED | ADMITTED | DESCRIPTION OF EXHIBITS* AND WITNESSES | |
| ✓ | | 10/5 | | | Scott Caporossi, Special Agent DEA | |
| ✓ | | | ✓ | ✓ | Govt. 21 A-L | |
| ✓ | | | ✓ | ✓ | Govt. 29 | |
| ✓ | | | ✓ | ✓ | Govt. 1 | |
| ✓ | | | ✓ | ✓ | Govt. 2 | |
| ✓ | | | ✓ | ✓ | Govt. 3 | |
| ✓ | | | ✓ | ✓ | Govt. 4 | |
| ✓ | | | ✓ | ✓ | Govt. 5 | |
| ✓ | | | ✓ | ✓ | Govt. 11 | |
| ✓ | | | ✓ | ✓ | Govt. 12 | |
| ✓ | | | ✓ | ✓ | Govt. 13 | |
| ✓ | | | ✓ | ✓ | Govt. 15 | |
| ✓ | | | ✓ | ✓ | Govt. 16 | |
| ✓ | | | ✓ | ✓ | Govt. 10a | |
| ✓ | | | ✓ | ✓ | Govt. 34c | |
| ✓ | | | ✓ | ✓ | Govt. 10b | |
| ✓ | | | ✓ | ✓ | Govt. 34a | |
| ✓ | | | ✓ | ✓ | Govt. 10c | |
| ✓ | | | ✓ | ✓ | Govt. 19 a-f | |
| ✓ | | | ✓ | ✓ | Govt. 30 | |
| ✓ | | | ✓ | ✓ | Govt. 6a | |
| ✓ | | | ✓ | ✓ | Govt. 6b | |

* Include a notation as to the location of any exhibit not held with the case file or not available because of size.

AO 187A (Rev. 7/87)

EXHIBIT AND WITNESS LIST - CONTINUATION

| US vs. Denard Edward Cunningham | | | | | CASE NO. 3:09CR160 |
|---------------------------------|----------|--------------|--------|-------------------------|--|
| PLF. NO. | DEF. NO. | DATE OFFERED | MARKED | ADMITTED | DESCRIPTION OF EXHIBITS AND WITNESSES |
| ✓ | | 10/5 | ✓ | ✓ | Govt. Ex. 9 |
| ✓ | | | ✓ | ✓ | Govt. 7a |
| ✓ | | | ✓ | ✓ | Govt. 7b |
| ✓ | | | ✓ | ✓ | Govt. 8a |
| ✓ | | | ✓ | ✓ | Govt. 8b |
| | ✓ | | | | 21 F |
| | ✓ | | | | 21 (red hair picture) |
| | ✓ | | | | 21 g |
| ✓ | | | | | Steven Miller, DEA |
| ✓ | | | | | Todd Berington City of Richmond, Detective Narcotics Unit |
| ✓ | | | ✓ | ✓ | Govt 18a (CD) |
| | | | ✓ | not admitted | 18b (transcript) |
| ✓ | | | | | First Sgt. Kevin Powers VA Nat'l Guard |
| ✓ | | | ✓ | ✓ | Govt. 24 (cv) |
| | | | | | Kevin Powers rec'd as expert. |
| ✓ | | | ✓ | ✓ | Govt. 27 |
| ✓ | | | ✓ | | James Oxford, Special Agent DEA |
| ✓ | | | ✓ | ✓ | Govt. 22 (cv) |
| | | | | | Oxford rec'd as expert |
| ✓ | | | ✓ | ✓ | 5 |
| | | | ✓ | ✓ | 1 |
| | | | ✓ | ✓ | 2 |
| | | | ✓ | | 21b |
| | | | ✓ | | 21H |
| ✓ | | | | | Earl Griffith II - ATF |
| ✓ | | | ✓ | ✓ | 26 (cv) |

AO 187A (Rev. 7/87)

EXHIBIT AND WITNESS LIST - CONTINUATION

| US vs. Denard Edward Carrington | | | | | CASE NO. 3:09cr1160 |
|---------------------------------|----------|--------------|--------|----------|---------------------------------------|
| PLF. NO. | DEF. NO. | DATE OFFERED | MARKED | ADMITTED | DESCRIPTION OF EXHIBITS AND WITNESSES |
| ✓ | | 10/5 | | | 8a |
| ✓ | | | | | 8b |
| ✓ | | | ✓ | ✓ | 37 |
| ✓ | | | | | 6a |
| ✓ | | | | | 6b |
| ✓ | | | | | 9 |
| ✓ | | | | | 7a |
| ✓ | | | | | 7b |
| ✓ | | | | | Daniel L. Board ATF |
| | | | ✓ | ✓ | recd as expert 23 |
| ✓ | | | | | 5 |
| ✓ | | | | | 2 |
| ✓ | | | | | 21(c) |
| ✓ | | | | | 6a |
| ✓ | | | | | 6b |
| ✓ | | | | | 7a |
| ✓ | | | | | 7b |
| ✓ | | | | | 8a |
| ✓ | | | | | 8b |
| | | | | | 21(b) |
| ✓ | | | ✓ | ✓ | Stipulation (25 Jennifer McLean) |
| | | | | | 35 |
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